

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:17-cv-02239-JEB**

CENTER FOR FOOD SAFETY v. UNITED STATES  
DEPARTMENT OF THE INTERIOR BUREAU OF LAND  
MANAGEMENT

Assigned to: Judge James E. Boasberg  
Cause: 05:552 Freedom of Information Act

Date Filed: 10/30/2017  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**CENTER FOR FOOD SAFETY**

represented by **Adam F. Keats**  
CENTER FOR FOOD SAFETY  
303 Sacramento Street  
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**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Kellan Smith**  
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**TERMINATED: 03/22/2019**  
**LEAD ATTORNEY**  
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**George A. Kimbrell**  
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**TERMINATED: 06/05/2018**

V.

**Defendant**

**UNITED STATES DEPARTMENT  
OF THE INTERIOR BUREAU OF**

represented by **Fred Elmore Haynes**  
U.S. ATTORNEY'S OFFICE FOR THE

## LAND MANAGEMENT

DISTRICT OF COLUMBIA  
 555 Fourth Street, NW  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text  |
|------------|----------|--|
| 10/30/2017 | <u>1</u> | COMPLAINT against BUREAU OF LAND MANAGEMENT ( Filing fee \$ 400 receipt number 0090-5181326) filed by CENTER FOR FOOD SAFETY. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons Bureau of Land Management, # <u>3</u> Summons US Attorney, # <u>4</u> Summons Attorney General)(Wu, Sylvia) (Entered: 10/30/2017)   |
| 10/30/2017 | <u>2</u> | Corporate Disclosure Statement by CENTER FOR FOOD SAFETY. (Wu, Sylvia) (Entered: 10/30/2017)   |
| 10/30/2017 | <u>3</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Adam Keats, :Firm- Center for Food Safety, :Address- 303 Sacramento St., 2nd Floor, San Francisco, CA 94111. Phone No. - 415-826-2770. Fax No. - 415-826-0507 Filing fee \$ 100, receipt number 0090-5181382. Fee Status: Fee Paid. by CENTER FOR FOOD SAFETY (Attachments: # <u>1</u> Declaration of Adam Keats, # <u>2</u> Proposed Order)(Wu, Sylvia) (Entered: 10/30/2017)   |
| 11/01/2017 |          | Case Assigned to Judge James E. Boasberg. (zsb) (Entered: 11/03/2017)  |
| 11/03/2017 |          | SUMMONS Not Issued as to UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT, US Attorney, and US Attorney General.....INCORRECT SUMMONS FILED AT THE TIME COMPLAINT WAS FILED. (zsb) (Entered: 11/03/2017)   |
| 11/06/2017 | <u>4</u> | NOTICE OF CORRECTED SUMMONS by CENTER FOR FOOD SAFETY (Wu, Sylvia) (Entered: 11/06/2017)   |
| 11/06/2017 | <u>5</u> | SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zsb) (Entered: 11/06/2017)   |
| 11/13/2017 |          | MINUTE ORDER GRANTING <u>3</u> Motion for Admission <i>Pro Hac Vice</i> of Adam Keats. So ORDERED by Judge James E. Boasberg on 11/13/2017. (lcjeb2) (Entered: 11/13/2017)   |
| 11/28/2017 | <u>6</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT served on 11/14/2017, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 11/14/2017., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/14/2017. ( Answer due for ALL FEDERAL DEFENDANTS by 12/14/2017.) (Attachments: # <u>1</u> Exhibit)(Wu, Sylvia) (Entered: 11/28/2017) |
| 12/14/2017 | <u>7</u> | Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT (Haynes, Fred) (Entered: 12/14/2017)  |
| 12/15/2017 | <u>8</u> | ANSWER to Complaint by UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT.(Haynes, Fred) (Entered: 12/15/2017)   |
| 12/15/2017 |          | ORDER GRANTING Consent <u>7</u> Motion for Extension of Time to File Answer. The Court ORDERS that Defendant shall file its Answer or otherwise respond on or before December 15, 2017. So ORDERED by Judge James E. Boasberg on 12/15/2017. (lcjeb2) (Entered: 12/15/2017)  |

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| 12/15/2017 |           | MINUTE ORDER: The Court ORDERS that the parties shall meet, confer, and submit a proposed briefing schedule by January 3, 2018. So ORDERED by Judge James E. Boasberg on 12/15/2017. (lcjeb2) (Entered: 12/15/2017)   |
| 12/15/2017 |           | Set/Reset Deadlines: Attorney Meet and Confer Conference and Proposed Briefing Schedule due by 1/3/2018 (lsj) (Entered: 12/15/2017)   |
| 01/03/2018 | <u>9</u>  | PROPOSED BRIEFING SCHEDULE by CENTER FOR FOOD SAFETY. (Keats, Adam) (Entered: 01/03/2018)   |
| 01/04/2018 | <u>10</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Kellan Smith, :Firm– Center for Food Safety, :Address– 303 Sacramento Street, 2nd Floor, San Francisco, CA 94111. Phone No. – (415) 826–2770. Fax No. – (415) 826–0507 Filing fee \$ 100, receipt number 0090–5274206. Fee Status: Fee Paid. by CENTER FOR FOOD SAFETY (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Keats, Adam) (Entered: 01/04/2018)  |
| 01/05/2018 |           | MINUTE ORDER: A status hearing in this case shall be set for January 10, 2018, at 10:00 a.m. in Courtroom 25. So ORDERED by Judge James E. Boasberg on 01/05/2018. (lcjeb2) (Entered: 01/05/2018)   |
| 01/05/2018 |           | NOTICE OF ERROR re <u>10</u> Motion for Leave to Appear Pro Hac Vice; emailed to akeats@centerforfoodsafety.org, cc'd 4 associated attorneys — The PDF file you docketed contained errors: 1. Invalid attorney signature, 2. In future, ECF login must match attorney signature on document. (znmw, ) (Entered: 01/05/2018)   |
| 01/05/2018 |           | Set/Reset Hearings: Status Conference set for 1/10/2018 at 10:00 AM in Courtroom 25 before Judge James E. Boasberg. (nbn) (Entered: 01/05/2018)   |
| 01/05/2018 | <u>11</u> | MOTION for Leave to Appear Telephonically by CENTER FOR FOOD SAFETY (Keats, Adam) (Entered: 01/05/2018)   |
| 01/05/2018 |           | MINUTE ORDER GRANTING <u>10</u> Motion for Admission <i>Pro Hac Vice</i> of Kellan Smith. So ORDERED by Judge James E. Boasberg on 01/05/2018. (lcjeb2) (Entered: 01/05/2018)   |
| 01/05/2018 |           | MINUTE ORDER granting <u>11</u> Motion for Leave to Appear Telephonically. At the request of counsel, the Court ORDERS that counsel for Plaintiff may appear by telephone for the status conference set for January 10, 2018. The status conference is additionally RESET for January 10, 2018 at 11:00 a.m. So ORDERED by Judge James E. Boasberg on 01/05/2018. (lcjeb2) (Entered: 01/05/2018)  |
| 01/05/2018 |           | Set/Reset Hearings: Status Conference set for 1/10/2018 at 11:00 AM in Courtroom 25 before Judge James E. Boasberg. (nbn) (Entered: 01/05/2018)   |
| 01/10/2018 |           | Minute Entry for proceedings held before Judge James E. Boasberg: Status Conference held on 1/10/2018. Order forthcoming. (Court Reporter Lisa Griffith) (nbn) (Entered: 01/10/2018)  |
| 01/10/2018 |           | MINUTE ORDER: As discussed at today's status hearing, the Court ORDERS that: 1) By January 31, 2018, Defendant shall provide Plaintiff a description of the search it has conducted; 2) By February 28, 2018, Defendant shall make a significant release of the 3,000 documents it has located; and 3) By March 2, 2018, the parties shall submit a joint status report with a proposed schedule for further proceedings in the case. So ORDERED by Judge James E. Boasberg on 01/10/2018. (lcjeb2) (Entered: 01/10/2018) |
| 01/10/2018 |           | Set/Reset Deadlines: Joint Status Report due by 3/2/2018. (nbn) (Entered: 01/11/2018)   |
| 01/31/2018 | <u>12</u> | Consent MOTION for Extension of Time to <i>Serve Defendant's Search Declaration on Plaintiff</i> by UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT (Haynes, Fred) (Entered: 01/31/2018)   |
| 02/01/2018 |           | MINUTE ORDER GRANTING <u>12</u> Motion for Extension of Time to Serve Search Declaration. The Court ORDERS that Defendant shall serve its search declaration on Plaintiff on or before February 5, 2018. So ORDERED by Judge James E. Boasberg on 2/1/2018. (lcjeb2) (Entered: 02/01/2018)  |

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| 02/01/2018 |           | Set/Reset Deadlines: Defendant shall serve its search declaration on Plaintiff by 2/5/2018. (lsj) (Entered: 02/01/2018)   |
| 03/02/2018 | <u>13</u> | Consent MOTION for Extension of Time to File <i>the Parties' Joint Status Report and Proposed Schedule</i> by UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT (Haynes, Fred) (Entered: 03/02/2018)   |
| 03/02/2018 |           | MINUTE ORDER GRANTING <u>13</u> Motion for Extension of Time to File. The Court ORDERS that the parties shall submit a joint status report and proposed schedule on or before March 15, 2018. So ORDERED by Judge James E. Boasberg on 3/2/2018. (lcjeb2) (Entered: 03/02/2018)   |
| 03/02/2018 |           | Set/Reset Deadlines: Proposed Schedule and Status Report due by 3/15/2018 (lsj) (Entered: 03/02/2018)   |
| 03/15/2018 | <u>14</u> | Joint STATUS REPORT AND PROPOSED SCHEDULE FOR FURTHER PROCEEDINGS by CENTER FOR FOOD SAFETY. (Wu, Sylvia) (Entered: 03/15/2018)   |
| 03/15/2018 |           | MINUTE ORDER: Per the parties' <u>14</u> Joint Status Report and Proposed Schedule, the Court ORDERS that the parties shall file a further joint status report and proposed schedule for further proceedings and the timeline of production on or before April 15, 2018. So ORDERED by Judge James E. Boasberg on 3/15/2018. (lcjeb2) (Entered: 03/15/2018)   |
| 03/15/2018 |           | Set/Reset Deadlines: Joint Status Report due by 4/15/2018. (nbn) (Entered: 03/16/2018)  |
| 04/16/2018 | <u>15</u> | Consent MOTION for Extension of Time to <i>File Joint Status and Proposed Schedule</i> by CENTER FOR FOOD SAFETY (Smith, Kellan) (Entered: 04/16/2018)  |
| 04/17/2018 |           | MINUTE ORDER GRANTING <u>15</u> Motion for Extension of Time to File. The Court ORDERS that the parties shall submit a further status report and timeline for production by April 20, 2018. So ORDERED by Judge James E. Boasberg on 4/17/2018. (lcjeb2) (Entered: 04/17/2018)  |
| 04/17/2018 |           | Set/Reset Deadlines: Status Report due by 4/20/2018. (znbn) (Entered: 04/17/2018)   |
| 04/20/2018 | <u>16</u> | Joint STATUS REPORT and Proposed Schedule for Further Proceedings and Timeline of Production by CENTER FOR FOOD SAFETY. (Smith, Kellan) (Entered: 04/20/2018)   |
| 04/20/2018 |           | MINUTE ORDER: Per the parties' <u>16</u> Joint Status Report, the Court ORDERS that: (1) On or before April 30, 2018, Defendant will complete its search and production as to all documents subject to the Plaintiff's FOIA requests from January 1, 2017, to present; (2) On or before May 31, 2018, Defendant will complete its collection process for all documents subject to the Plaintiff's FOIA requests from January 1, 2010, to January 1, 2017; (3) On or before May 31, 2018, Defendant will make a first production of documents subject to Plaintiff's FOIA requests for documents from January 1, 2010, to January 1, 2017; (4) On or before May 31, 2018, Defendant will provide an overall completion date for the production of all documents subject to the Plaintiff's FOIA requests for documents from January 1, 2010, to January 1, 2017, and; (5) On or before June 15, 2018, the parties will file another joint status report detailing any issues that remain to be resolved in this case. So ORDERED by Judge James E. Boasberg on 4/20/2018. (lcjeb2) (Entered: 04/20/2018) |
| 04/20/2018 |           | Set/Reset Deadlines: Joint Status Report due by 6/15/2018. (nbn) (Entered: 04/23/2018)  |
| 06/04/2018 | <u>17</u> | NOTICE of Appearance by George A. Kimbrell on behalf of CENTER FOR FOOD SAFETY (Kimbrell, George) (Entered: 06/04/2018)   |
| 06/05/2018 | <u>18</u> | NOTICE OF WITHDRAWAL OF APPEARANCE as to CENTER FOR FOOD SAFETY. Attorney Sylvia Shih-Yau Wu terminated. (Wu, Sylvia) (Entered: 06/05/2018)   |
| 06/15/2018 | <u>19</u> | Consent MOTION for Extension of Time to <i>File the Parties' Joint Status Report</i> by CENTER FOR FOOD SAFETY (Smith, Kellan) (Entered: 06/15/2018)  |

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| 06/15/2018 |           | MINUTE ORDER GRANTING <u>19</u> Motion for Extension of Time to File Joint Status Report. The Court ORDERS that the parties shall submit a Joint Status Report on or before July 1, 2018. So ORDERED by Judge James E. Boasberg on 6/15/2018. (lcjeb2) (Entered: 06/15/2018)  |
| 06/15/2018 |           | Set/Reset Deadlines: Joint Status Report due by 7/1/2018 (lsj) (Entered: 06/15/2018)  |
| 06/29/2018 | <u>20</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Smith, Kellan) (Entered: 06/29/2018)  |
| 07/02/2018 |           | MINUTE ORDER: Pursuant to the parties' <u>20</u> Joint Status Report, the Court ORDERS that: (1) Defendant will review no less than 1,000 pages a month of documents from January 1, 2010, to January 1, 2017, and complete its review and production of documents from this timeframe no later than June 14, 2020; and (2) On or before September 1, 2018, the parties will file another joint status report and proposed schedule for further proceedings detailing any issues that remain to be resolved in this case. So ORDERED by Judge James E. Boasberg on 7/2/2018. (lcjeb2) (Entered: 07/02/2018)   |
| 07/02/2018 |           | Set/Reset Deadlines: Joint Status Report due by 9/1/2018. (nbn) (Entered: 07/02/2018)   |
| 09/04/2018 | <u>21</u> | Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT. (Haynes, Fred) (Entered: 09/04/2018)   |
| 09/04/2018 |           | MINUTE ORDER: Per the parties' <u>21</u> Joint Status Report, the Court ORDERS that: 1) Defendant will continue to review no less than 1,000 pages a month of documents from January 1, 2010, to January 1, 2017, and complete its review and production of documents from this timeframe no later than June 14, 2020; and 2) On or before November 1, 2018, the parties shall file another joint status report and proposed schedule for further proceedings detailing any issues that remain to be resolved in this case. So ORDERED by Judge James E. Boasberg on 9/4/2018. (lcjeb2) (Entered: 09/04/2018) |
| 11/01/2018 | <u>22</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Smith, Kellan) (Entered: 11/01/2018)  |
| 11/02/2018 |           | MINUTE ORDER: The Court ADOPTS the parties' <u>22</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by January 1, 2019. So ORDERED by Judge James E. Boasberg on 11/2/2018. (lcjeb2) (Entered: 11/02/2018)  |
| 11/02/2018 |           | Set/Reset Deadlines: Joint Status Report due by 1/1/2019 (lsj) (Entered: 11/02/2018)  |
| 01/02/2019 | <u>23</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Smith, Kellan) (Entered: 01/02/2019)  |
| 01/03/2019 |           | MINUTE ORDER: The Court ADOPTS the parties' <u>23</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report within seven days after the end in the lapse of appropriations. So ORDERED by Judge James E. Boasberg on 1/3/2019. (lcjeb2) (Entered: 01/03/2019)   |
| 02/01/2019 | <u>24</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Smith, Kellan) (Entered: 02/01/2019)  |
| 02/04/2019 |           | MINUTE ORDER: The Court ADOPTS the parties' <u>24</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by February 22, 2019. So ORDERED by Judge James E. Boasberg on 2/4/2019. (lcjeb2) (Entered: 02/04/2019)   |
| 02/04/2019 |           | Set/Reset Deadlines: Joint Status Report due by 2/22/2019. (znbn) (Entered: 02/04/2019)   |
| 02/11/2019 | <u>25</u> | NOTICE of Change of Address by George A. Kimbrell (Kimbrell, George) (Entered: 02/11/2019)  |
| 02/22/2019 | <u>26</u> | Consent MOTION for Extension of Time to File <i>the Parties' Joint Status Report</i> by UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT (Haynes, Fred) (Entered: 02/22/2019)   |
| 02/25/2019 |           | MINUTE ORDER GRANTING Defendant's <u>26</u> Motion for Extension of Time to File. The Court ORDERS that the parties shall file their joint status report by March 1, 2019. So ORDERED by Judge James E. Boasberg on 2/25/2019. (lcjeb2) (Entered: 02/25/2019)   |



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|            |           | 02/25/2019)  |
| 02/25/2019 |           | Set/Reset Deadlines: Joint Status Report due by 3/1/2019 (lsj) (Entered: 02/25/2019)   |
| 03/01/2019 | <u>27</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Smith, Kellan) (Entered: 03/01/2019)   |
| 03/04/2019 |           | MINUTE ORDER: The Court ADOPTS the parties' <u>27</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by April 15, 2019. So ORDERED by Judge James E. Boasberg on 3/4/2019. (lcjeb2) (Entered: 03/04/2019) |
| 03/04/2019 |           | Set/Reset Deadlines: Joint Status Report due by 4/15/2019. (znbn) (Entered: 03/04/2019)  |
| 03/22/2019 | <u>28</u> | NOTICE OF WITHDRAWAL OF APPEARANCE as to CENTER FOR FOOD SAFETY. Attorney Kellan Smith terminated. (Smith, Kellan) (Entered: 03/22/2019)   |
| 04/15/2019 | <u>29</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Keats, Adam) (Entered: 04/15/2019)   |
| 04/15/2019 |           | MINUTE ORDER: The Court ADOPTS the parties' <u>29</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by May 15, 2019. So ORDERED by Judge James E. Boasberg on 4/15/2019. (lcjeb2) (Entered: 04/15/2019)  |
| 04/15/2019 |           | Set/Reset Deadlines: Joint Status Report due by 5/15/2019. (znbn) (Entered: 04/16/2019)  |
| 05/15/2019 | <u>30</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Kimbrell, George) (Entered: 05/15/2019)  |
| 05/16/2019 |           | MINUTE ORDER: The Court ADOPTS the parties' <u>30</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by June 14, 2019. So ORDERED by Judge James E. Boasberg on 5/16/2019. (lcjeb2) (Entered: 05/16/2019) |
| 05/16/2019 |           | Set/Reset Deadlines: Joint Status Report due by 6/14/2019. (znbn) (Entered: 05/16/2019)  |
| 06/14/2019 | <u>31</u> | Joint STATUS REPORT by CENTER FOR FOOD SAFETY. (Kimbrell, George) (Entered: 06/14/2019)  |
| 06/14/2019 |           | MINUTE ORDER: The Court ADOPTS the parties' <u>31</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by July 14, 2019. So ORDERED by Judge James E. Boasberg on 6/14/2019. (lcjeb3) (Entered: 06/14/2019) |
| 06/14/2019 |           | Set/Reset Deadlines: Joint Status Report due by 7/14/2019. (znbn) (Entered: 06/14/2019)  |